Agenda

Administrative rules review committee
The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, September 14, 2010, at 9:30 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

ACCOUNTANCY EXAMINING BOARD[193A] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella*	
Continuing education, ch 10 Filed ARC 9002B	8/11/10
Applicants for reinstatement—fees, 12.2(3) Notice ARC 8988B. Rules of professional ethics and conduct, ch 13 Filed ARC 9003B.	8/11/10
Rules of professional ethics and conduct, cn 13 Filed ARC 9003B	8/11/10
ADMINISTRATIVE SERVICES DEPARTMENT[11] Years of service incentive; exigency leave for covered servicemembers, 53.12, 63.4(1) Filed ARC 8979B	8/11/10
AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Cattle and bison—pre-entry permits and tuberculosis tests, 65.2(3), 65.4(3) Notice ARC 8985B Meat and poultry inspection, 76.1 to 76.4, 76.13, 76.14 Filed ARC 9012B	8/11/10 8/25/10
ARCHAEOLOGIST[685] REGENTS BOARD[681]"umbrella" Operations of office of the state archaeologist; uniform rules, amend chs 1, 2, 4, 6 to 8, 10 to 12, 14; adopt ch 15 Filed ARC 9025B.	8/25/10
Tiled ARC 9023B.	0/23/10
CAPITAL INVESTMENT BOARD, IOWA[123] Tax credits—venture capital funds, fund of funds, 3.9, 4.4 Filed ARC 9030B	8/25/10
EDUCATION DEPARTMENT[281] Pupil transportation, 43.25, 43.34, 43.38 Notice ARC 9013B. Public charter and innovation zone schools, 68.1 to 68.7, 68.11 to 68.15 Notice ARC 9014B Teacher and administrator quality programs—beginning administrator, 83.2 Notice ARC 9015B Supplementary weighting plan, 97.2 Notice ARC 9016B Financial management of categorical funding, amendments to ch 98 Notice ARC 9017B.	8/25/10 8/25/10 8/25/10
ENCINEEDING AND LAND CUDARNING BY A MINING BO A DRIGARD	
ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)"a" Notice ARC 9022B Structural engineering examination, 4.1(8)"b" Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B	8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B	8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)"a" Notice ARC 9022B Structural engineering examination, 4.1(8)"b" Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella"	8/25/10 8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)"a" Notice ARC 9022B Structural engineering examination, 4.1(8)"b" Notice ARC 9024B. Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B	8/25/10 8/25/10 8/25/10 8/11/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]*umbrella** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)"a" Notice ARC 9022B Structural engineering examination, 4.1(8)"b" Notice ARC 9024B. Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]*umbrella** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B	8/25/10 8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbretla** References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]*umbretla** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B Underground storage tanks—technical standards and corrective actions, amendments to ch 135 Filed ARC 9011B ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Filing of campaign disclosure statements and reports, 4.1(2), 4.8(1), 4.13, 4.55(2) Filed ARC 9031B Dual executive branch compensation, 6.6 Filed ARC 9035B Sales of goods or services to state agencies by officials and employees—filing of report, 6.10 Filed ARC 9036B Providing false information to the board during an investigation, 9.7 Filed ARC 9037B HUMAN SERVICES DEPARTMENT[441] Medicaid members—brokerage program for provision of nonemergency medical transportation, 7.1, 78.13,	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B. Comity application—correct forms for references, 4.2(1) Notice ARC 9023B. ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]**umbrella** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B Underground storage tanks—technical standards and corrective actions, amendments to ch 135 Filed ARC 9011B ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Filing of campaign disclosure statements and reports, 4.1(2), 4.8(1), 4.13, 4.55(2) Filed ARC 9031B Dual executive branch compensation, 6.6 Filed ARC 9035B Sales of goods or services to state agencies by officials and employees—filing of report, 6.10 Filed ARC 9036B. Providing false information to the board during an investigation, 9.7 Filed ARC 9037B HUMAN SERVICES DEPARTMENT[441] Medicaid members—brokerage program for provision of nonemergency medical transportation, 7.1, 78.13, 81.10(5) Filed ARC 8994B	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella** References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]**umbrella** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B Underground storage tanks—technical standards and corrective actions, amendments to ch 135 Filed ARC 9011B ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Filing of campaign disclosure statements and reports, 4.1(2), 4.8(1), 4.13, 4.55(2) Filed ARC 9031B Dual executive branch compensation, 6.6 Filed ARC 9035B Sales of goods or services to state agencies by officials and employees—filing of report, 6.10 Filed ARC 9036B Providing false information to the board during an investigation, 9.7 Filed ARC 9037B HUMAN SERVICES DEPARTMENT[441] Medicaid members—brokerage program for provision of nonemergency medical transportation, 7.1, 78.13, 81.10(5) Filed ARC 8994B Promoting healthy marriage program, ch 47 div 1, 47.1, 47.2 Notice ARC 9019B	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10 8/11/10 8/25/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbretla* References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)**a** Notice ARC 9022B Structural engineering examination, 4.1(8)**b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[861]**umbretla** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B Underground storage tanks—technical standards and corrective actions, amendments to ch 135 Filed ARC 9011B ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Filing of campaign disclosure statements and reports, 4.1(2), 4.8(1), 4.13, 4.55(2) Filed ARC 9031B Dual executive branch compensation, 6.6 Filed ARC 9035B Sales of goods or services to state agencies by officials and employees—filing of report, 6.10 Filed ARC 9036B Providing false information to the board during an investigation, 9.7 Filed ARC 9037B HUMAN SERVICES DEPARTMENT[441] Medicaid members—brokerage program for provision of nonemergency medical transportation, 7.1, 78.13, 81.10(5) Filed ARC 8994B Promoting healthy marriage program, ch 47 div I, 47.1, 47.2 Notice ARC 9019B Interim assistance reimbursement, ch 57 Notice ARC 8991B, also Filed Without Notice ARC 8990B	8/25/10 8/25/10 8/25/10 8/25/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10 8/11/10 8/25/10 8/11/10
Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]*umbrella** References—examination applicants, 4.1(5) Notice ARC 9021B Examination application—correct forms for references, 4.1(7)*a** Notice ARC 9022B Structural engineering examination, 4.1(8)*b** Notice ARC 9024B Comity application—correct forms for references, 4.2(1) Notice ARC 9023B ENVIRONMENTAL PROTECTION COMMISSION[567] NATURAL RESOURCES DEPARTMENT[561]**umbrella** Regulation of greenhouse gas emissions, 22.100, 33.3(1) Notice ARC 8999B Animal feeding operations, amendments to ch 65 Filed ARC 8998B Underground storage tanks—technical standards and corrective actions, amendments to ch 135 Filed ARC 9011B ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351] Filing of campaign disclosure statements and reports, 4.1(2), 4.8(1), 4.13, 4.55(2) Filed ARC 9031B Dual executive branch compensation, 6.6 Filed ARC 9035B Sales of goods or services to state agencies by officials and employees—filing of report, 6.10 Filed ARC 9036B Providing false information to the board during an investigation, 9.7 Filed ARC 9037B HUMAN SERVICES DEPARTMENT[441] Medicaid members—brokerage program for provision of nonemergency medical transportation, 7.1, 78.13, 81.10(5) Filed ARC 8994B Promoting healthy marriage program, ch 47 div 1, 47.1, 47.2 Notice ARC 9019B	8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/25/10 8/25/10 8/25/10 8/25/10 8/11/10 8/11/10 8/11/10 8/25/10

Nursing facilities—modifications to Medicaid rate reductions, 81.6, 81.10, 81.20(3) Filed Without Notice ARC 8995B. 8/11/10 Collection of court-ordered support, 95.6, 95.7(8)"b," 98.81 Notice ARC 9026B. 8/25/10 Dependent adult abuse—"at-risk adult," reports, referrals, assessment and safety plan, 176.1, 176.6 Notice ARC 9027B. 8/25/10
INSURANCE DIVISION[191] COMMERCE DEPARTMENT[181]"umbrella" Coordination of benefits, rescind 38.1 to 38.11, 38.19; amend 38.12(1) Notice ARC 9006B. 8/11/10 Securities regulation—duties, procedures, electronic filing of forms, amendments to ch 50 Notice ARC 9010B 8/11/10 Retrospective payment of claims for registered nurse practitioners and physician assistants, 70.10 Filed ARC 9038B 8/25/10
IOWA FINANCE AUTHORITY[265]Multifamily loan program for workforce housing loan assistance, 3.5(1), 3.8 to 3.12FiledARC 9028B8/25/10Jump-start housing assistance program, 29.5(2), 29.6(5)FiledARC 9029B8/25/10
LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]**umbrella" OSHA regulations—adoption by reference, 10.20, 26.1 Filed ARC 8997B. 8/11/10 Conveyance safety program, 71.1, 71.5, 71.9, 71.11, 71.14, 71.16 Notice ARC 8996B 8/11/10 Bonding requirements for out-of-state contractors, 150.2, 150.4, 150.13 to 150.15 Filed ARC 8984B ARC 8984B 8/11/10
NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]*umbrella** General license regulations—determination of residency status, 15.2, 15.9 to 15.11 Filed ARC 9004B. 8/11/10 Suspension, revocation or denial of issuance or renewal of license—college student aid debt, 15.52, 15.53(3), 15.54 Filed ARC 9005B. 8/11/10 Falconry regulations, 101.1 to 101.5 Notice ARC 9008B 8/11/10 Falconry regulations for hunting game, 102.1, 102.2, 102.4 Notice ARC 9007B 8/11/10
PHARMACY BOARD[657] PUBLIC HEALTH DEPARTMENT[641] umbrella" Pharmacy technicians, amendments to chs 3, 5 Filed Emergency ARC 9009B. Temporary designation of controlled substances, 10.38 Filed Emergency ARC 8989B Designation of imitation controlled substances, 10.41 Filed Emergency ARC 9000B. 8/11/10
PUBLIC HEALTH DEPARTMENT[641]Backflow prevention assembly tester registration, 26.2, 26.4, 26.5, 26.8FiledARC 8981B8/11/10Radiation, amendments to chs 38 to 41, 45FiledARC 8982B8/11/10Dental screening, 51.1 to 51.16Filed Emergency After NoticeARC 8980B8/11/10Prescription drug donation repository in disaster emergencies, 109.12 to 109.14FiledARC 8983B8/11/10
PUBLIC SAFETY DEPARTMENT[661] Licensing of fire protection system installers and maintenance workers, adopt ch 276 Filed ARC 9032B
RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Licensees' responsibilities; gambling games; accounting and cash control, amendments to chs 5, 11, 12 Filed ARC 9018B 8/25/10
REGENTS BOARD[681] Application fees, 1.7 Application fe

ADMINISTRATIVE RULES REVIEW COMMITTEE MEMBERS

Regular, statutory meetings are held the second Tuesday of each month at the seat of government as provided in Iowa Code section 17A.8. A special meeting may be called by the Chair at any place in the state and at any time.

EDITOR'S NOTE: Terms ending April 30, 2011.

Senator Merlin Bartz 2081 410th Street Grafton, Iowa 50440

Senator Thomas Courtney 2200 Summer Street Burlington, Iowa 52601

Senator Wally Horn 101 Stoney Point Road, SW Cedar Rapids, Iowa 52404

Senator John P. Kibbie P.O. Box 190 Emmetsburg, Iowa 50536

Senator James Seymour 901 White Street Woodbine, Iowa 51579

Joseph A. Royce **Legal Counsel** Capitol Des Moines, Iowa 50319 Telephone (515)281-3084 Fax (515)281-8451 Representative Marcella R. Frevert P.O. Box 324 Emmetsburg, Iowa 50536

Representative David Heaton 510 East Washington Mt. Pleasant, Iowa 52641

Representative Tyler Olson P.O. Box 2389 Cedar Rapids, Iowa 52406

Representative Nathan Reichert 1155 Iowa Avenue Muscatine, Iowa 52761

Representative Linda Upmeyer 2175 Pine Avenue Garner, Iowa 50438

James Larew
Administrative Rules Coordinator
Governor's Ex Officio Representative
Capitol, Room 11
Des Moines, Iowa 50319
Telephone (515)281-0208